



**APRIL 11 - 15, 2011
ST. LOUIS, MISSOURI**

William Jay Riley, Chief Judge - Omaha, Nebraska

Circuit Judges in Active Service

**Roger L. Wollman - Sioux Falls, SD
James B. Loken - Minneapolis, MN
Diana E. Murphy - Minneapolis, MN
Kermit E. Bye - Fargo, ND
Michael J. Melloy - Cedar Rapids, IA
Lavenski R. Smith - Little Rock, AR
Steven M. Colloton - Des Moines, IA
Raymond W. Gruender - St. Louis, MO
Duane Benton - Kansas City, MO
Bobby E. Shepherd - El Dorado, AR**

Circuit Judges Who Have Taken Senior Status

**Myron H. Bright - Fargo, ND
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
David R. Hansen - Cedar Rapids, IA
Morris S. Arnold - Little Rock, AR**

NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

Court will be held in the Thomas F. Eagleton Courthouse at 111 S. 10th Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on Floor 28. Division II will be held in the Southeast Courtroom on Floor 27. Division III will be held in the Northeast Courtroom on Floor 27, and Division IV will be held in the Southwest Courtroom on Floor 27. Counsel presenting oral argument should report to the Clerk's office, Room 24.329, 30 minutes before Court convenes.

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Counsel are required to file an "Argument Response/Appearance" form with the Clerk's Office identifying the party or parties they will be representing at oral argument. If an "Appearance" form has not already been filed, the "Argument Response/Appearance" form serves as your notice of appearance in the case. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans
Clerk of Court
www.ca8.uscourts.gov

The following visiting judges will sit with the court in April:

*** The Honorable Bobby R. Baldock**
U.S. Circuit Judge
Roswell, New Mexico

***The Honorable Ronald Lee Gilman**
U.S. Circuit Judge
Memphis, Tennessee

***The Honorable John A. Jarvey**
U.S. District Judge
Davenport, Iowa

***The Honorable Brian S. Miller**
U.S. District Judge
Little Rock, Arkansas

Updated 04/12/11

DIVISION I
En Banc Courtroom
28th Floor

MONDAY, APRIL 11, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES RILEY, BENTON, SHEPHERD

				LLB	
1	08-1749	WM	Arboleda Ortiz, et al. v. United States		35
2	10-1324	EM	Semi-Materials, et al. v. MEMC Electronic Materials, et al.		
	10-1626	EM	Semi-Materials, et al. v. MEMC Pasadena		15
3	10-2524	EM	United States v. Samuel Turner		10
	10-2710	EM	United States v. Edward Boroughf	NO ARG	
	10-3254	EM	United States v. Vernis Farmer	NO ARG	

TUESDAY, APRIL 12, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES RILEY, BENTON, SHEPHERD

				JPP	
1	11-1159	WA	ABF Freight System v. International Brotherhood of Teamsters, et al.		20
2	10-1761	EM	Mahendra Patel v. MEMC Electronic Materials, et al.		15
3	10-2741	SI	Virgil Moore v. United States		15
	10-3454	EM	United States v. Mario Smith	NO ARG	
4	10-3194	EA	Gary Collins v. Michael J. Astrue		10

DIVISION I
En Banc Courtroom
28th Floor

WEDNESDAY, APRIL 13, 2011 BEGINNING AT 10:00 AM

****EN BANC SESSION****
BEFORE JUDGES RILEY, WOLLMAN, BEAM, LOKEN, MURPHY, BYE,
MELLOY, SMITH, COLLOTON, GRUENDER, BENTON, SHEPHERD
SRD

09-1025	NE	Nancy Mader v. United States	20
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THURSDAY, APRIL 14, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES RILEY, BENTON, SHEPHERD

				MER
1	10-2832	EM	Richard Angevine v. Anheuser-Busch Companies Pension Plan, et al.	15
2	10-1340	WM	Jerry Washington, et al. v. Countrywide Home Loans	15
	10-2589	WM	Norbury Electric v. International Brotherhood of Electrical Workers, Local 95	DISMISSED
	10-3005	WM	United States v. Tramayne Keith	NO ARG
	10-3569	EM	United States v. Alan Suschanke	NO ARG
3	10-2396	NI	United States v. Tony Hulstein	15
4	10-2911	EM	United States v. Michael Wesley	
	10-2912	EM	United States v. Michael Wesley	
	10-2914	EM	United States v. Michael Wesley	15

FRIDAY, APRIL 15, 2011 BEGINNING AT 8:30 AM
BEFORE JUDGES RILEY, BENTON, SHEPHERD

				LMT
10-3779	SI	United States v. Marc Johnson, Sr.		NO ARG
10-3241	EM	United States v. Markietta Harvey		NO ARG
10-2958		Anantkumar Patel, et al. v. Eric H. Holder, Jr.		REMOVED

DIVISION II
Southeast Courtroom
27th Floor

MONDAY, APRIL 11, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES WOLLMAN, MELLOY, *MILLER

				LAD
1	10-2857	WM	United States v. Brian Ellefsen	
	10-2858	WM	United States v. Mark Ellefsen	20
2	10-2638	EM	United States v. Michael Wells	15
3	10-2928	WM	Jane Porter v. City of Lake Lotawana, et al.	15
4	10-3325	EM	Newspaper Guild of St. Louis, Local 36047 v. St. Louis Post Dispatch	15
5	10-3341	EM	United States v. William Carter	10

TUESDAY, APRIL 12, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES WOLLMAN, MELLOY, *MILLER

				MDS
1	10-2586	EM	Beverly River v. Edward D. Jones, et al.	15
2	10-2909	WM	United States v. Salvador Retana	15
3	10-2663	WM	Alice Coke v. Loadmaster Corporation	10
4	10-2971	EM	Clayton Miller v. Mark Albright, et al.	10
	10-3144	WM	United States v. Renard Collier	NO ARG

WEDNESDAY, APRIL 13, 2011
THERE WILL BE NO ORAL ARGUMENTS IN DIVISION II

**DIVISION II
Southeast Courtroom
27th Floor**

**THURSDAY, APRIL 14, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES WOLLMAN, *GILMAN, MELLOY**

				PAW
1	10-2903	WA	Triple H Debris Removal v. Companion Property and Casualty Insurance Company	15
2	10-2805	WM	Vickie Fields v. Bill Abbott, et al.	15
3	10-2636	WM	Paula Kingman, et al. v. Dillards	15
4	10-3403	EM	KV Pharmaceutical Company v. J. Uriach & CIA	15
5	10-3068	NI	Penford Corporation, et al. v. National Union Fire Insurance Company, et al.	15

**FRIDAY, APRIL 15, 2011 BEGINNING AT 8:30 AM
BEFORE JUDGES WOLLMAN, *GILMAN, MELLOY**

				LAB
1	10-2901	NI	United States v. Kendrick Butler	10
2	10-3475	NI	United States v. Chad Miller	15
	10-3513	NI	United States v. Michael Bevins	NO ARG
	10-3515	NI	United States v. Douglas Brandt	NO ARG
	10-1518	WA	United States v. Bouathong Luangthavong	REMANDED

**DIVISION III
Northeast Courtroom
27th Floor**

**MONDAY, APRIL 11, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES LOKEN, *BALDOCK, MURPHY**

				DMW
1	10-3031		Chanh Lovan v. Eric H. Holder, Jr.	20
2	10 3320	EM	United States v. Doyle Alcorn	10
3	10-2842		Carrington Place of Muscatine v. Centers for Medicare and Medicaid Services	15
	10-3090	WM	United States v. Quentin Grays	NO ARG
4	10-2758	WM	United States v. Clifton Taylor	10

**TUESDAY, APRIL 12, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES LOKEN, *BALDOCK, MURPHY**

				JMH
1	10-2178	WM	United States v. Robert Joos	15
2	10-2493	SI	Martin Stern v. Michelle Stern	15
3	10-2754	EA	Wanda Slater, et al. v. Republic-Vanguard Insurance Company	15
4	10-3294	EA	United States v. Randy Vanhorn	
	10-3564	EA	United States v. Randy Vanhorn	10
5	10-3307	EA	George Stokes v. Southern States Cooperative	10

**WEDNESDAY, APRIL 13, 2011
THERE WILL BE NO ORAL ARGUMENTS IN DIVISION III**

**DIVISION III
Northeast Courtroom
27th Floor**

**THURSDAY, APRIL 14, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES LOKEN, MURPHY, *JARVEY**

				KAS
	10-2701	EM	Kenneth Bell, et al. v. Bayer CropScience, et al.	
	10-2703	EM	Jim Penn and Joe Penn, et al. v. Bayer CropScience, et al.	
	10-2707	EM	Kenneth Bell, et al. v. StarLink Logistics, et al.	
	10-2708	EM	Jim Penn and Joe Penn, et al. v. StarLink Logistics, et al.	REMOVED
	10-2787	WM	Tactical Stop-Loss, et al. v. Travelers Casualty and Surety Company of America	NO ARG
1	10-2932	EA	Terri Meagley v. City of Little Rock	15
	10-2848	WM	United States v. Tarone Shipp	NO ARG
2	10-3154	WM	United States v. James Scudder	10

**FRIDAY, APRIL 15, 2011 BEGINNING AT 8:30 AM
BEFORE JUDGES LOKEN, MURPHY, *JARVEY**

				DMS
	10-2939	EM	Ramona Teague v. Michael J. Astrue	NO ARG
	10-3331	EM	United States v. Rodney Shrum	NO ARG
	10-3155	WA	United States v. Steven Maggard	NO ARG
	10-2494	EA	United States v. Eric Kelley	NO ARG
	10-3421	EM	United States v. Kevin Hill	NO ARG

**DIVISION IV
Southwest Courtroom
27th Floor**

**MONDAY, APRIL 11, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES BYE, COLLOTON, GRUENDER**

				YML	
1	10-1375	WM	Ricky Kidd v. Jeff Norman		20
2	10-1981	EM	Lloyd Grass v. Robert Reitz		15
3	10-1822	SI	Archie Bear v. John Fayram		15
	10-3262	EM	United States v. James Bay	REMOVED	
	10-3180	EA	United States v. Brian Osborne	NO ARG	

**TUESDAY, APRIL 12, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES BYE, COLLOTON, GRUENDER**

				TAB	
1	10-2425	EA	Linn Farms and Timber Limited Partnership v. Union Pacific Railroad Company, et al.		15
2	10-3178	WA	Kendrick Story v. David Norwood		15
	10-2130	EA	Crystal Fowlkes v. Crye-Leike, et al.		
	10-2576	EA	Crystal Fowlkes v. Crye-Leike, et al.	DISMISSED	
3	10-3218	WA	Anthony Hicks v. David Norwood, et al.		15
	10-3203	EM	United States v. James Douglas	NO ARG	

**WEDNESDAY, APRIL 13, 2011
THERE WILL BE NO ORAL ARGUMENTS IN DIVISION IV**

**DIVISION IV
Southwest Courtroom
27th Floor**

**THURSDAY, APRIL 14, 2011 BEGINNING AT 9:00 AM
BEFORE JUDGES BYE, COLLOTON, GRUENDER**

				BNS
1	10-2275	EM	American Guarantee and Liability Insurance Company v. United States Fidelity & Guaranty Company, et al.	15
2	10-2761	WM	Carolyn Schubert v. Auto Owners Insurance Company	15
3	10-2852	SI	Robert Kramer, III v. National Credit Systems	15
	10-2777	EA	United States v. Christopher Carter	NO ARG
	10-3326	WM	United States v. Dustin Owens	NO ARG

**FRIDAY, APRIL 15, 2011 BEGINNING AT 8:30 AM
BEFORE JUDGES BYE, COLLOTON, GRUENDER**

				CMD REMOVED
	10-3141	SI	United States v. Jason Allison	
1	10-3434	SI	United States v. Joshua Huerta	15
	10-2509	NI	United States v. Dennis Brown	NO ARG
2	10-2153	SI	United States v. Sean Lewis	10
3	10-2110	NI	United States v. David Rhone	10